

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 297 of 2002

For Approval and Signature:

Hon'ble MR.JUSTICE A.M.KAPADIA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
 2. To be referred to the Reporter or not? : NO
 3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
 5. Whether it is to be circulated to the concerned Magistrate/Magistrates, Judge/Judges, Tribunal/Tribunals? : NO
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MAHESH SOMABHAI PATEL

Versus

PATEL BABULAL CHHAGANLAL

Appearance:

1. Special Criminal Application No. 297 of 2002
MR BC DAVE for Petitioner No. 1
RULE SERVED for Respondent No. 1-7
RULE UNSERVED for Respondent No. 8
MR KC SHAH APP for Respondent No. 9
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CORAM : MR.JUSTICE A.M.KAPADIA

Date of decision: 08/08/2002

ORAL JUDGEMENT

1. Having heard learned advocates appearing for the parties and on having perusal of the averments made in

the memo of petition, grounds set out therein and the two impugned orders one which is passed by the learned Additional Chief Judicial Magistrate, Dhrangadhra which is confirmed in revision by the learned Additional Sessions Judge, I am of the opinion that instead of entertaining this petition, if direction for expeditious trial of the Criminal Case No.972 of 2001 pending in the court of the learned Additional Chief Judicial Magistrate, Dhrangadhra is issued, the same shall meet the ends of justice.

2. It is therefore directed that the learned Additional Chief Judicial Magistrate, Dhrangadhra before whom trial of Criminal Case No.972 of 2001 is pending shall give top priority to it and shall try to conclude the same preferably on or before 31.12.2002.

3. In view of the aforesaid direction, Mr. B.C. Dave, learned advocate for the petitioner does not press this petition. Hence the petition is disposed of as it is not pressed. Rule is discharged.

(A.M. Kapadia, J.)

(karan)